



ORIGINAL
Michael's Ranch Water Use
1 Michael's Ranch Dr
Sedona, Arizona 86336



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**AZ CORP COMMISSION
DOCKET CONTROL**

June 16, 2014

Docket Control Center
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

Arizona Corporation Commission

DOCKETED

JUN 19 2014

RE: Docket No. W-02624A-13-0367

Decision No: 74408

Compliance Item 3 of 3
Water Tampering Tariff – BMP 5.2

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To Whom It May Concern:

In compliance with the order by the Arizona Corporation Commission to file with Docket Control by July 1st, three (3) BMP's in the form of tariffs; we respectfully submit our third choice **BMP 5.2 – Water Tampering Tariff**, for your review.

The purpose of this tariff allows Michael's Ranch Water Users Association to conserve groundwater while enabling Michael's Ranch to bring an action for damages against any person who tampers with the system.

Respectfully,

Jeannie Falen
Michael's Ranch Water Liaison
Appointed by the MR Board of Directors

cc: file

Company: Michael's Ranch Water Users Association

Decision No.: 74408

Docket No: W-02624A-13-0367

Effective Date: _____

Water System Tampering Tariff – BMP 5.2

PURPOSE:

The purpose of this tariff is to promote the conservation of groundwater by enabling the Company to bring an action for damages or to enjoin any activity against a person who tampers with the water system.

REQUIREMENTS:

The requirements of this tariff are governed by Rules of the Arizona Corporation Commission, specifically Arizona Administrative Code ("AAC") R14-2-410 and the Arizona Department of Water Resources' Required Public Education Program and Best Management Practices in the Modified Non-Per Capita Conservation Program.

1. In support of the Company's water conservation goals, the Company may bring an action for damages or to enjoin any activity against a person who: (1) makes a connection or reconnection with property owned or used by the Company to provide utility service without the Company's authorization or consent; (2) prevents a Company meter or other device used to determine the charge for utility services from accurately performing its measuring function; (3) tampers with property owned or used by the Company; or (4) uses or receives the Company's services without the authorization or consent of the Company and knows or has reason to know of the unlawful diversion, tampering or connection. If the Company's action is successful, the Company may recover as damages three times the amount of actual damages.
2. Compliance with the provisions of this tariff will be a condition of service.
3. The Company shall provide to all its customers, upon request, a complete copy of this tariff and AAC R14-2-410. The customers shall follow and abide by this tariff.
4. If a customer is connected to the Company water system and the Company discovers that the customer has taken any of the actions listed in No. 1 above, the Company may terminate service per AAC R14-2-410.
5. If a customer believes he/she has been disconnected in error, the customer may contact the Commission's Consumer Services Section at 1-800-222-7000 to initiate an investigation.